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Applicant: Bruce, et al. Date: November 28, 2001  
Serial No.: 09/766,399 Group Art Unit: 1638  
Filed: January 19, 2001 Examiner: Not known  
For: "NOVEL PLANT PROMOTERS AND METHODS OF USE"

Assistant Commissioner for Patents  
Washington, D.C. 20231

FILING OF AN INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R.  
§1.97(c), AND CERTIFICATION UNDER 37 C.F.R. §1.97(e)(1) OR (e)(2)

Information Disclosure Statement. The attached list of citations on PTO Form 1449 is being submitted under the provisions of 37 C.F.R. §1.56 and §1.97 in order to comply with the duty of disclosure. Their inclusion herein should not, however, be construed as an admission that any particular cited reference is effective prior art or that it discloses or renders obvious any aspect of the claimed invention. Copies of each are enclosed, except for those references already part of the filewrapper. This statement is being filed with the required Certification and without any fee, in accordance with the

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provisions of 37 C.F.R. §1.97(c)(1) and (2), i.e., before a Final Action under 37 C.F.R. §1.113 or a Notice of Allowance under 37 C.F.R. §1.311.

Statement of Certification. The undersigned hereby certifies that each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this statement. Please be aware that while the PCT cited French publication FR 2791358A (Meristem Therapeutics), submitted herewith is the English corresponding application WO 00/56906.

Respectfully submitted,

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